

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re

AKORN HOLDING COMPANY LLC, *et al.*,<sup>1</sup>

Debtor.

GEORGE L. MILLER, Chapter 7 Trustee of the  
bankruptcy estates of Akorn Holding Company  
LLC, *et al.*,

Plaintiff,

v.

JP PARADISE LANDSCAPING LLC,

Defendant.

Chapter 7

Case No. 23-10253 (KBO)

(Jointly Administered)

Adv. Proc. No. 25-50283 (KBO)

**Re: Adv. D.I. 13**

**CERTIFICATION OF COUNSEL REGARDING STIPULATION**

The undersigned counsel for George L. Miller, the Chapter 7 trustee of the bankruptcy estates of Akorn Holding Company LLC, *et al.* (the “Plaintiff”), hereby certifies as follows:

1. On February 14, 2025, Plaintiff commenced the instant Adversary Proceeding by filing the Complaint in the United States Bankruptcy Court for the District of Delaware (the “Court”). Through Counts I through IV of the Complaint, Plaintiff seeks to recover amounts owed to Plaintiff on account of preferences, or, in the alternative, constructive fraudulent transfers, to recover the value of the transfers so avoided, plus interest and costs, and to disallow any proofs of claim filed by Defendant.

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<sup>1</sup> The Debtors in these Chapter 7 Cases, along with the last four digits of each Debtor’s federal tax identification number, are: Akorn Holding Company LLC (9190); Akorn Intermediate Company LLC (6123) and Akorn Operating Company LLC (6184). The Debtors’ headquarters was located at 5605 CenterPoint Court, Gurnee, Illinois 60031.

2. Plaintiff sought the recovery of \$12,926.37 from the Defendant. *See* Complaint at ¶ 20. On April 18, 2025, Plaintiff served the Complaint, together with the Summons issued on April 18, 2025 [Adv. D.I. 3] (the “Summons”), on Defendant by First Class and Certified Mail at the addresses listed on the Certificate of Service filed in the Adversary Proceeding [Adv. D.I. 3] (the “Certificate of Service”).

3. Pursuant to Bankruptcy Rule 7012(a) and the Summons, as modified by the *Order Establishing Streamlined Procedures Governing Adversary Proceedings with Total Amount in Controversy Less Than \$75,000.00 Brought by Plaintiff Pursuant to Sections 502, 547, 548, and 550 of the Bankruptcy Code* [Bankr. D.I. 1407] (the “Procedures Order”), Defendant was required to file an answer or other responsive pleading to the Complaint within ninety days following issuance of the Summons, on or before July 17, 2025. [Adv. D.I. 3].

4. Defendant has not served or otherwise delivered an answer or other pleading responsive to the Complaint to Plaintiff or his undersigned counsel.

5. Accordingly, on August 27, 2025, Plaintiff filed *Plaintiff’s Request for Entry of Default* [Adv. D.I. 9] (the “Request”) in the Adversary Proceeding. Pursuant to Local Rule 7055-1, Plaintiff served the Request on Defendant.

6. On August 29, 2025, the Clerk of Court entered the *Entry of Default* [Adv. D.I. 11] against the Defendant in response to the Request.

7. On September 12, 2025, Plaintiff filed *Plaintiff’s Motion for Entry of Default Judgment Pursuant to Federal Rule of Bankruptcy Procedure 7055* [D.I. 13] (the “Motion”) seeking entry of a default judgment.

8. Following the filing of the Motion, counsel for Defendant contacted counsel for Plaintiff.

9. Through negotiations, Plaintiff and Defendant have agreed to resolve the Adversary Proceeding and Motion via the stipulated entry of a judgment, in the proposed form attached hereto as **Exhibit 1**.

WHEREFORE, Plaintiff respectfully requests that the Court enter the Proposed Order attached hereto as **Exhibit 1** at its earliest convenience.

Dated: December 22, 2025  
Wilmington, Delaware

**SAUL EWING LLP**

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*Special Counsel to George L. Miller; the Chapter 7  
Trustee of the Bankruptcy Estates of Akorn Holding  
Company LLC, et al.*